

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
SAN ANGELO DIVISION

ISIDRO MIGUEL DELACRUZ,	§	
Petitioner,	§	
	§	
v.	§	CIVIL NO. 6:24-CV-00013-H
	§	<b>* DEATH PENALTY CASE *</b>
ERIC GUERRERO, Director,	§	
Texas Department of Criminal Justice,	§	
Correctional Institutions Division,	§	
Respondent.	§	

**RESPONDENT'S NOTICE OF APPEAL**

Notice is hereby given that Director Eric Guerrero, Respondent in the above-named cause, appeals to the United States Court of Appeals for the Fifth Circuit from this Court's June 6, 2025, Order granting Petitioner's motion to compel the Texas Department of Criminal Justice to ensure Petitioner is free from restraints during expert evaluation. ECF No. 22.

Respectfully submitted,

KEN PAXTON  
Attorney General of Texas

BRENT WEBSTER  
First Assistant Attorney General

JOSH RENO  
Deputy Attorney General  
For Criminal Justice

TOMEE M. HEINING  
Chief, Criminal Appeals Division

\*Lead Counsel

/s/ Katie Abell  
KATIE ABELL\*  
Assistant Attorney General  
State Bar No. 24101343

P.O. Box 12548, Capitol Station  
Austin, Texas 78711  
Katie.abell@oag.texas.gov  
Phone: (512) 463-2146  
Fax: (512) 936-1280

ATTORNEYS FOR RESPONDENT

### **CERTIFICATE OF SERVICE**

I do hereby certify that on June 8, 2025, a true and correct copy of the foregoing pleading was electronically served to the following counsel of record for Delacruz by filing the document with the Clerk of the Court for the U.S. District Court, Northern District of Texas, using the electronic case filing system of the Court.

Jason D. Hawkins  
Federal Public Defender

Office of the Federal Public Defender  
525 S. Griffin St., Ste 629  
Dallas, TX 75202

Kathryn Wood Hutchison  
Assistant Federal Public Defender  
Northern District of Texas  
214-767-2746  
Katy\_hutchinson@fd.org

/s/ Katie Abell  
KATIE ABELL  
Assistant Attorney General